

RCW Sections

- [18.64A.005](#) Regulation of health care professions -- Criteria.
- [18.64A.010](#) Definitions.
- [18.64A.020](#) Rules -- Qualifications and training programs.
- [18.64A.030](#) Rules -- Duties of technicians, assistants.
- [18.64A.040](#) Limitations on practice.
- [18.64A.050](#) Disciplinary action against certificate -- Grounds.
- [18.64A.055](#) Uniform Disciplinary Act.
- [18.64A.060](#) Pharmacy's application for ancillary personnel -- Fee -- Approval or rejection by board -- Hearing -- Appeal.
- [18.64A.070](#) Persons presently acting as technicians -- Pharmacies presently employing those persons.
- [18.64A.080](#) Pharmacy's or pharmacist's liability, responsibility.
- [18.64A.900](#) Severability -- 1977 ex.s. c 101.

Notes:

Health professions account -- Fees credited -- Requirements for biennial budget request -- Unappropriated funds: RCW [43.70.320](#).

18.64A.005
Regulation of health care professions — Criteria.

See chapter [18.120](#) RCW.

18.64A.010
Definitions.

Terms used in this chapter shall have the meaning set forth in this section unless the context clearly indicates otherwise:

- (1) "Board" means the state board of pharmacy;
- (2) "Department" means the department of health;
- (3) "Pharmacist" means a person duly licensed by the state board of pharmacy to engage in the practice of pharmacy;
- (4) "Pharmacy" means every place properly licensed by the board of pharmacy where the practice of pharmacy is conducted;
- (5) "Pharmacy ancillary personnel" means pharmacy technicians and pharmacy assistants;
- (6) "Pharmacy technician" means:
 - (a) A person who is enrolled in, or who has satisfactorily completed, a board approved training program designed to prepare persons to perform nondiscretionary functions associated with the practice of pharmacy; or
 - (b) A person who is a graduate with a degree in pharmacy or medicine of a foreign school, university, or college recognized by the board;
- (7) "Pharmacy assistant" means a person registered by the board to perform limited functions in the pharmacy;
- (8) "Practice of pharmacy" means the definition given in RCW [18.64.011](#);
- (9) "Secretary" means the secretary of health or the secretary's designee.

[1997 c 417 § 1; 1989 1st ex.s. c 9 § 422; 1977 ex.s. c 101 § 1.]

Notes:

Effective date -- Severability -- 1989 1st ex.s. c 9: See RCW [43.70.910](#) and [43.70.920](#).

18.64A.020
Rules — Qualifications and training programs.

- (1) The board shall adopt, in accordance with chapter [34.05](#) RCW, rules fixing the classification and qualifications

and the educational and training requirements for persons who may be employed as pharmacy technicians or who may be enrolled in any pharmacy technician training program. Such rules shall provide that:

(a) Licensed pharmacists shall supervise the training of pharmacy technicians; and

(b) Training programs shall assure the competence of pharmacy technicians to aid and assist pharmacy operations. Training programs shall consist of instruction and/or practical training.

Such rules may include successful completion of examinations for applicants for pharmacy technician certificates. If such examination rules are adopted, the board shall prepare or determine the nature of, and supervise the grading of the examinations. The board may approve an examination prepared or administered by a private testing agency or association of licensing authorities.

(2) The board may disapprove or revoke approval of any training program for failure to conform to board rules. In the case of the disapproval or revocation of approval of a training program by the board, a hearing shall be conducted in accordance with RCW [18.64.160](#), and appeal may be taken in accordance with the Administrative Procedure Act, chapter [34.05](#) RCW.

[1997 c 417 § 2; 1995 c 198 § 8; 1977 ex.s. c 101 § 2.]

18.64A.030

Rules — Duties of technicians, assistants.

The board shall adopt, in accordance with chapter [34.05](#) RCW, rules governing the extent to which pharmacy ancillary personnel may perform services associated with the practice of pharmacy. These rules shall provide for the certification of pharmacy technicians by the department at a fee determined by the secretary under RCW [43.70.250](#):

(1) "Pharmacy technicians" may assist in performing, under the supervision and control of a licensed pharmacist, manipulative, nondiscretionary functions associated with the practice of pharmacy and other such duties and subject to such restrictions as the board may by rule adopt.

(2) "Pharmacy assistants" may perform, under the supervision of a licensed pharmacist, duties including but not limited to, typing of prescription labels, filing, refiling, bookkeeping, pricing, stocking, delivery, nonprofessional phone inquiries, and documentation of third party reimbursements and other such duties and subject to such restrictions as the board may by rule adopt.

[1997 c 417 § 3; 1996 c 191 § 50; 1989 1st ex.s. c 9 § 423; 1977 ex.s. c 101 § 3.]

Notes:

Effective date -- Severability -- 1989

1st ex.s. c 9: See RCW [43.70.910](#) and [43.70.920](#).

18.64A.040

Limitations on practice.

(1) Pharmacy ancillary personnel shall practice pharmacy in this state only after authorization by the board and only to the extent permitted by the board in accordance with this chapter.

(2) A pharmacist shall be assisted by pharmacy ancillary personnel in the practice of pharmacy in this state only after authorization by the board and only to the extent permitted by the board in accordance with this chapter: PROVIDED, That no pharmacist may supervise more than one pharmacy technician: PROVIDED FURTHER, That in pharmacies operating in connection with facilities licensed pursuant to chapter [70.41](#), [71.12](#), [71A.20](#), or [74.42](#) RCW, whether or not situated within the said facility which shall be physically separated from any area of a pharmacy where dispensing of prescriptions to the general public occurs, the ratio of pharmacists to pharmacy technicians shall be as follows: In the preparation of medicine or other materials used by patients within the facility, one pharmacist supervising no more than three pharmacy technicians; in the preparation of medicine or other materials dispensed to persons not patients within the facility, one pharmacist supervising not more than one pharmacy technician.

(3) The board may by rule modify the standard ratios set out in subsection (2) of this section governing the utilization of pharmacy technicians by pharmacies and pharmacists. Should a pharmacy desire to use more pharmacy technicians than the standard ratios, the pharmacy must submit to the board a pharmacy services plan for approval.

(a) The pharmacy services plan shall include, at a minimum, the following information: Pharmacy design and equipment, information systems, workflow, and quality assurance procedures. In addition, the pharmacy services plan shall demonstrate how it facilitates the provision of pharmaceutical care by the pharmacy.

(b) Prior to approval of a pharmacy services plan, the board may require additional information to ensure appropriate oversight of pharmacy ancillary personnel.

(c) The board may give conditional approval for pilot or demonstration projects.

(d) Variance from the approved pharmacy services plan is grounds for disciplinary action under RCW [18.64A.050](#).

[1997 c 417 § 4; 1992 c 40 § 1; 1977 ex.s. c 101 § 4.]

18.64A.050

Disciplinary action against certificate — Grounds.

In addition to the grounds under RCW [18.130.170](#) and [18.130.180](#), the board of pharmacy may take disciplinary action against the certificate of any pharmacy technician upon proof that:

- (1) His or her certificate was procured through fraud, misrepresentation or deceit;
- (2) He or she has been found guilty of any offense in violation of the laws of this state relating to drugs, poisons, cosmetics or drug sundries by any court of competent jurisdiction. Nothing herein shall be construed to affect or alter the provisions of RCW [9.96A.020](#);
- (3) He or she has exhibited gross incompetency in the performance of his or her duties;
- (4) He or she has willfully or repeatedly violated any of the rules and regulations of the board of pharmacy or of the department;
- (5) He or she has willfully or repeatedly performed duties beyond the scope of his or her certificate in violation of the provisions of this chapter; or
- (6) He or she has impersonated a licensed pharmacist.

[1997 c 417 § 5; 1993 c 367 § 15; 1989 1st ex.s. c 9 § 424; 1977 ex.s. c 101 § 5.]

Notes:

Effective date -- Severability -- 1989 1st ex.s. c 9: See RCW [43.70.910](#) and [43.70.920](#).

Violation of chapter [69.50](#) RCW, the Uniform Controlled Substances Act -- Suspension of license: RCW [69.50.413](#).

18.64A.055

Uniform Disciplinary Act.

The Uniform Disciplinary Act, chapter [18.130](#) RCW, governs the issuance and denial of certificates and the discipline of certificants under this chapter.

[1993 c 367 § 16.]

18.64A.060

Pharmacy's application for ancillary personnel — Fee — Approval or rejection by board — Hearing — Appeal.

No pharmacy licensed in this state shall utilize the services of pharmacy ancillary personnel without approval of the board.

Any pharmacy licensed in this state may apply to the board for permission to use the services of pharmacy ancillary personnel. The application shall be accompanied by a fee and shall comply with administrative procedures and administrative requirements set pursuant to RCW [43.70.250](#) and [43.70.280](#), shall detail the manner and extent to which the pharmacy ancillary personnel would be used and supervised, and shall provide other information in such form as the secretary may require.

The board may approve or reject such applications. In addition, the board may modify the proposed utilization of pharmacy ancillary personnel and approve the application as modified. Whenever it appears to the board that pharmacy ancillary personnel are being utilized in a manner inconsistent with the approval granted, the board may withdraw such approval. In the event a hearing is requested upon the rejection of an application, or upon the withdrawal of approval, a hearing shall be conducted in accordance with chapter [18.64](#) RCW, as now or hereafter amended, and appeal may be taken in accordance with the Administrative Procedure Act, chapter [34.05](#) RCW.

[1997 c 417 § 6; 1996 c 191 § 51; 1989 1st ex.s. c 9 § 425; 1977 ex.s. c 101 § 6.]

Notes:

Effective date -- Severability -- 1989 1st ex.s. c 9: See RCW [43.70.910](#) and [43.70.920](#).

18.64A.070

Persons presently acting as technicians

— Pharmacies presently employing those persons.

(1) Persons presently assisting a pharmacist by performing the functions of a pharmacy technician may continue to do so under the supervision of a licensed pharmacist: PROVIDED, That within eighteen months after May 28, 1977, such persons shall be in compliance with the provisions of this chapter.

(2) Pharmacies presently employing persons to perform the functions of a pharmacy technician may continue to do so while obtaining board approval for the use of certified pharmacy technicians: PROVIDED, That within eighteen months after May 28, 1977, such pharmacies shall be in compliance with the provisions of this chapter.

[1997 c 417 § 7; 1977 ex.s. c 101 § 7.]

18.64A.080

Pharmacy's or pharmacist's liability, responsibility.

A pharmacy or pharmacist which utilizes the services of pharmacy ancillary personnel with approval by the board, is not aiding and abetting an unlicensed person to practice pharmacy within the meaning of chapter [18.64](#) RCW: PROVIDED, HOWEVER, That the pharmacy or pharmacist shall retain responsibility for any act performed by pharmacy ancillary personnel in the course of employment.

[1997 c 417 § 8; 1977 ex.s. c 101 § 8.]

18.64A.900

Severability — 1977 ex.s. c 101.

If any provision of this act, or its application to any person or circumstance is held invalid, the remainder of the act, or the application of the provision to other persons or circumstances is not affected.

[1977 ex.s. c 101 § 10.]